



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Re: Appeal to the Board of Patent Appeals and Interferences

In re PATENT Application of
Berscheid, et. al.

Group Art Unit: 1621

Application No. 08/860,007

Examiner: Shippen

Filed: August 4, 1997

For: BIOCIDAL ALCOHOLS, THEIR PRODUCTION AND THEIR USE

Commissioner for Patents
P.O. Box 1045
Alexandria, VA 22313-1450

June 10, 2004

JUN 17 2004

TECH CENTER 10000000

Sir:

- 1 ☒ **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated January 14, 2004 of the Examiner twice/finally rejecting claims 8, 13, 14, 16-18, 21-26 and 33-35
- 2 ☐ **BRIEF** on appeal in this application attached in triplicate.
- 3 ☐ An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer -- unextendable).
- 4 ☐ Reply Brief is attached in triplicate (due two months after Examiner's Answer -- unextendable).
- 5 ☐ "Small entity" verified statement filed: ☐ herewith. ☐ previously.

6 FEE CALCULATION:		Large/Small Entity	
If box 1 above is X'd, see box 12 below first and decide: enter		\$165	\$ 165
If box 2 above is X'd, see box 12 below first and decide: enter		\$	\$
If box 3 above is X'd, see box 12 below first and decide: enter		\$	\$
If box 4 above is X'd, enter nothing		- 0 - (no fee)	
7. Original due date:			
8. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached		(1 months) \$210 (2 months) (3 months) (4 months) (5 months)	210
9. Enter any previous extension fee paid [] previously since above original due date (item 7); [] with concurrently filed amendment		.	
10. Subtract line 9 from line 8 and enter: Total Extension Fee			+210
11. TOTAL FEE ATTACHED =			\$210

12. ☒ *Fee NOT required if/since paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits.

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. 50-0687/ for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Manelli Denison & Selter, PLLC

Att: Jeffrey S. Melcher
Reg. No. 35,950
Tel: (202) 261-1045
Fax: (202) 887-0336

Customer No.: 20736

06/14/2004 JADD01 00000060 500687 08860007
01 FC:2252
02 FC:2401 165.00 DR 210.00 OP

Adjustment date: 12/07/2004 SDIRETA1
06/14/2004 JADD01 00000060 500687 08860007
02 FC:2401 165.00 CR



DIVISION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Dep & Ref
Room # 307

RECEIVED 27 OCT 11:55

In re PATENT APPLICATION of

BERSSCHEID, et al.

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Appln. No.: 08/860,007

Group Art Unit: 1621

Examiner: Shippen

Filed: August 7, 1997

Title: BIOCIDAL ALCOHOLS, THEIR PRODUCTION AND THEIR USE

* * * * *

October 25, 2004

REQUEST FOR REFUND

M/S REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

It is hereby requested that a refund in the amount of \$165.00 be credited to Deposit Account No. 500687 (Order No. 62209-45694). The amount of \$165.00 has been erroneously charged to Deposit Account No. 500687 pursuant to the Deposit Account Statement dated June, 2004 (copy attached hereto) which shows the \$165.00 being charged for a Notice of Appeal.

A Notice of Appeal was filed in the PTO on June 30, 1999, with respect to the subject application. A check in the amount of \$1170 was attached to that filing (\$300 Notice of Appeal fee and \$870 Extension fee). Payment of additional fees was not required.

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Accordingly, please credit PTO Deposit Account No. 500687 (order no. 62-209-55
45694) for the erroneously charged \$165.00 Notice of Appeal fee.

Respectfully submitted,

Manelli Denison & Selter, PLLC

By


Jeffrey S. Melcher

Reg. No. 35,950

Tel. No.: (202) 261-1045

Fax No.: (202) 887-0336

2000 M Street, N.W.
Seventh Floor
Washington, D.C. 20036
(202) 261-1000

**United States
Patent and
Trademark Office****BEST AVAILABLE COPY****Deposit Account Statement****Requested Statement Month:**

June 2004

Deposit Account Number:

500687

Name:

MANELLI DENISON & SELTER PLLC

Attention:

EDWARD STEMBERGER

Address:

2000 M STREET, N.W.

City:

WASHINGTON

State:

DC

Zip:

20036

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
06/04	89	09459439	5-4-13-11	1504	\$300.00	\$10,317.00
06/09	117	09915549	662-57773	2251	\$5.00	\$10,312.00
06/14	92	08860007	62-209-45694	2401	\$165.00	\$10,147.00
06/17	294	PCT/US03/19852	20-320	1705	\$100.00	\$10,047.00
06/17	301	PCT/US03/35852	20-327	1705	\$100.00	\$9,947.00
06/21	43	10868837	84763	1201	\$18.00	\$9,929.00
06/21	45	10868837	84763	1203	\$290.00	\$9,639.00
06/23	58	10871031		9204	-\$30.00	\$9,669.00
06/24	14	10848164		9204	-\$530.00	\$10,199.00
06/30	16	10697945		9204	-\$130.00	\$10,329.00

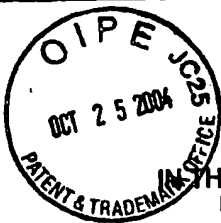
START
BALANCE
\$10,617.00

SUM OF
CHARGES
\$978.00

SUM OF
REPLENISH
\$690.00

END
BALANCE
\$10,329.00

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THE UNITED STATES PATENT AND TRADEMARK OFFICE
Re: Appeal to the Board of Patent Appeals and Interferences

In re PATENT Application of
Berscheid, et. al.

Group Art Unit: 1621

Application No. 08/860,007

Examiner: Shippen

Filed: August 4, 1997

For: BIOCIDAL ALCOHOLS, THEIR PRODUCTION AND THEIR USE

Hon. Asst. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

June 30, 1999

Sir:

- 1 ☒ **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated of the Examiner twice/finally rejecting claims
- 2 ☐ **BRIEF** on appeal in this application attached in triplicate.
- 3 ☐ An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer - unextendable).
- 4 ☐ Reply Brief is attached in triplicate (due two months after Examiner's Answer - unextendable).
- 5 ☐ "Small entity" verified statement filed: ☐ herewith. ☐ previously.

6 FEE CALCULATION:		Large/Small Entity	
If box 1 above is X'd, see box 12 below first and decide:		enter \$	\$300
If box 2 above is X'd, see box 12 below first and decide:		enter \$	\$
If box 3 above is X'd, see box 12 below first and decide:		enter \$	\$
If box 4 above is X'd,		enter nothing	- 0 - (no fee)
7. Original due date: March 30, 1999			
8. Petition is hereby made to extend the original due date to cover (1 months) (2 months) (3 months) (4 months) (5 months) the date this response is filed for which the requisite fee is attached		\$	\$ 870
9. Enter any previous extension fee paid [] previously since above original due date (item 7); [] with concurrently filed amendment		-	
10. Subtract line 9 from line 8 and enter: Total Extension Fee			\$ 870
11. TOTAL FEE ATTACHED =			\$1170

12. ☐ *Fee NOT required if/since paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits.

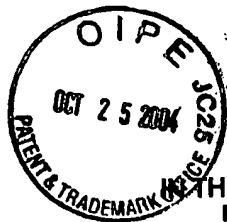
CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. 50-0687, order No. 62-651 for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Farkas & Manelli, PLLC

Customer No.: 20736

Att.:

Jeffrey S. Melcher
Reg. No. 35,950
Tel: (202) 261-1045
Fax: (202) 887-0336



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THE UNITED STATES PATENT AND TRADEMARK OFFICE
Re: Appeal to the Board of Patent Appeals and Interferences

In re PATENT Application of
Berscheid, et. al.

Group Art Unit: 1621

Application No. 08/860,007

Examiner: Shippen

Filed: August 4, 1997

For: BIOCIDAL ALCOHOLS, THEIR PRODUCTION AND THEIR USE

Hon. Asst. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

October 25, 1999

Sir:

- 1 ☐ **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated of the Examiner twice/finally rejecting claims
- 2 ☒ **BRIEF** on appeal in this application attached in triplicate.
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- 5 ☒ "Small entity" verified statement filed: ☐ herewith. ☒ previously.

6 FEE CALCULATION:		Large/Small Entity	
If box 1 above is X'd, see box 12 below first and decide:	enter \$		\$
If box 2 above is X'd, see box 12 below first and decide:	enter \$		\$150
If box 3 above is X'd, see box 12 below first and decide:	enter \$		\$
If box 4 above is X'd,	enter nothing	- 0 - (no fee)	
7, Original due date: August 30, 1999			
8. Petition is hereby made to extend the original due date to cover (1 months) (2 months) (3 months) (4 months) (5 months) the date this response is filed for which the requisite fee is attached	\$190	\$190	
9. Enter any previous extension fee paid [] previously since above original due date (item 7); [] with concurrently filed amendment			
10. Subtract line 9 from line 8 and enter: Total Extension Fee			\$340
TOTAL FEE ATTACHED =			\$340

11.

12. ☐ *Fee NOT required if/since paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits.

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. 50-0687, order No. 62-651 for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Farkas & Manelli, PLLC

Customer No.: 20736

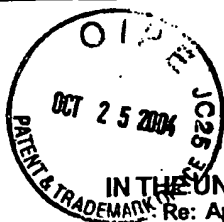
Att.:

Jeffrey S. Melcher

Reg. No. 35,950

Tel: (202) 261-1045

Fax: (202) 887-0336



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Re: Appeal to the Board of Patent Appeals and Interferences

In re PATENT Application of
Berscheid, et. al.

Group Art Unit: 1621

Application No. 08/860,007

Examiner: Shippen

Filed: August 4, 1997

For: BIOCIDAL ALCOHOLS, THEIR PRODUCTION AND THEIR USE

Commissioner for Patents
P.O. Box 1045
Alexandria, VA 22313-1450

August 3, 2004

Sir:

- 1 ☐ **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated
- 2 ☒ **BRIEF** on appeal in this application attached in triplicate.
- 3 ☐ An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer - unextendable).
- 4 ☐ Reply Brief is attached in triplicate (due two months after Examiner's Answer - unextendable).
- 5 ☐ "Small entity" verified statement filed: ☐ herewith. ☐ previously.

6 FEE CALCULATION:		Large/Small Entity	
If box 1 above is X'd, see box 12 below <u>first</u> and decide:		enter	\$165
If box 2 above is X'd, see box 12 below <u>first</u> and decide:		enter	\$
If box 3 above is X'd, see box 12 below <u>first</u> and decide:		enter	\$
If box 4 above is X'd,		enter nothing	- 0 - (no fee)
7. <u>Original</u> due date: August 10, 2004			
8. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached		(1 months) (2 months) (3 months) (4 months) (5 months)	\$0
9. Enter any previous extension fee paid [] previously since above <u>original</u> due date (item 7); [] with concurrently filed amendment			-
10. Subtract line 9 from line 8 and enter: Total Extension Fee			+0
11. TOTAL FEE ATTACHED =			\$0

12. ☒ *Fee **NOT** required if/since paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits.

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